

Andrew P. Parks, OSB No. 024161

Email: aparks@agsprp.com

ARNOLD GALLAGHER, PC

800 Willamette Street, Suite 800

Eugene, Oregon 97401-2996

Telephone: (541) 484-0188

Facsimile: (541) 484-0536

Of Attorneys for First American Title Insurance Company

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION

LISA CARRIGAN, individually; and D. JACK
SCHICKLING and J. LAUREN SCHICKLING,
husband and wife,

Plaintiffs,

v.

FIRST AMERICAN TITLE INSURANCE
COMPANY; REGIONAL TRUSTEE
SERVICES CORPORATION; FIDELITY
NATIONAL TITLE INSURANCE COMPANY;
RECONTRUST COMPANY N.A.; GN
MORTGAGE LLC; GUARANTY BANK F.S.B.;
BAC HOME LOANS SERVICING;
COUNTRYWIDE HOME LOANS SERVICING
LP; BANK OF AMERICA N.A.; MORTGAGE
ELECTRONIC REGISTRATION SYSTEMS
(MERSCORP); ELAINE LOUISE HOWARD
dba AFFORDABLE DOCUMENT
PROCESSING; CHRISTINA BALANDRAN;
DANIEL RODRIGUEZ; LINDA GREEN; JOHN
AND MARY DOES;

Defendants.

Case No. 6:13-cv-00902-TC

DEFENDANT FIRST AMERICAN TITLE
INSURANCE COMPANY'S MOTION TO
DISMISS PLAINTIFFS' COMPLAINT

LR 7.1(a) CERTIFICATION

Counsel for First American Title Insurance Company ("First American") certifies that on August 7, 2013 he attempted in good faith to confer with the Plaintiffs via email. The Plaintiffs have not responded.

**DEFENDANT FIRST AMERICAN TITLE INSURANCE COMPANY'S
MOTION TO DISMISS PLAINTIFFS' COMPLAINT - 1**

MOTION

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendant First American, by and through their counsel of record, Andrew P. Parks of Arnold Gallagher, P.C., hereby joins in the Motion to Dismiss filed by Bank of America, N.A., Recontrust Company, N.A., Mortgage Electronic Systems, Inc., Christina Balandran and Daniel Rodriguez (Docket No. 32) and respectfully moves the Court for an Order dismissing Plaintiffs' claims against First American on the grounds that the Complaint fails to state a claim upon which relief may be granted.

In addition to the Memorandum in Support filed by Bank of America, N.A., et al (Docket No. 33), First American relies on the pleadings and documents on file herein, and First American's Memorandum in Support filed concurrently herewith.

DATED this 8th day of August, 2013.

ARNOLD GALLAGHER, PC

/s/ Andrew P. Parks

Andrew P. Parks, OSB #024161
Of Attorneys for Defendant First American
Title Insurance Company

CERTIFICATE OF SERVICE

I certify that on August 8, 2013, I served or caused to be served a true and complete copy of the foregoing **DEFENDANT FIRST AMERICAN TITLE INSURANCE COMPANY'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT** addressed to the party or their attorney's regular office address as follows:

Lisa Carrigan
P.O. Box 338
Veneta, OR 97487
Plaintiff Pro Se

D. Jack Schickling
P.O. Box 440
Veneta, OR 97487
Plaintiff Pro Se

J. Lauren Schickling
P.O. Box 440
Veneta, OR 97487
Plaintiff Pro Se

[x] by **mailing** it in a sealed envelope, with postage paid, addressed to each said party at the address set forth above on the date set forth above; and to:

Nicolas A. Daluiso
ROBINSON TAIT, PS
710 Second Avenue, Suite 710
Seattle, WA 98104
Fax: 206-676-9659
Email: ndaluiso@robinsontait.com
*Of Attorneys for Defendant Regional Trustee
Services Corporation*

David B. Paradis
BROPHY SCHMOR BROPHY
PARADIS MADDOX & WEAVER, LLP
201 W. Main Street, Suite 5
Medford, OR 97501
Fax: 541-772-7249
Email: dparadis@brophylegal.com
*Of Attorneys for Defendant Guaranty Bank
FSB and GM Mortgage LLC*

James P. Laurick
KILMER VOORHEES & LAURICK, PC
732 NW 19th Avenue
Portland, OR 97209
Fax: 503-222-5290
Email: jlaurick@kilmerlaw.com
*Of Attorneys for Defendants Bank of
America, NA successor by merger to BAC
Home Loans Servicing, LP fka Countrywide
Home Loans Servicing, LP; ReconTrust
Company, NA; Mortgage Electronic
Registration Systems, Inc.; Christina
Balandran and Daniel Rodriguez*

[x] by the **Court's CM/ECF system** which will send notification of such filing via email to said persons a true copy thereof.

ARNOLD GALLAGHER, PC

/s/ Andrew P. Parks

Andrew P. Parks, OSB #024161
Of Attorneys for Defendant First American
Title Insurance Company